

Memorandum

Date : October 20, 2000
Telephone: (916) 653-1614

To : William J. Keese, Chairman and Presiding Member File: Oct 17 Status Report.Doc
Robert A. Laurie, Commissioner and Associate Member

From : California Energy Commission - Richard K. Buell
1516 Ninth Street Siting Project Manager
Sacramento, CA 95814-5512

Subject : **THREE MOUNTAIN POWER PROJECT ~ Staff's October 17, 2000 Status Report**

The Three Mountain Power Project Committee's October 12, 2000 order ***Notice of Revised Schedule*** directed parties to file a status report on the 17th of each month through conclusion of the evidentiary hearings. This is staff's October 17, 2000 status report in response to the order.

Three key events occurred since our last status report: 1) on September 20, 2000 the applicant provided clarification regarding its mitigation proposal; 2) on September 28, the applicant provided response to staff's request for additional water resource information; and 3) on October 11, 2000, the Shasta County Air Quality Management District (District) issued its Final Determination of Compliance (FDOC) and a preliminary Authority to Construct/-Prevention of Significant Deterioration (PSD) Permit. However, the applicant has not yet provided the biological information staff identified in our September 14, 2000 status report:

"Detailed Mitigation Plan is also lacking details regarding the proposed biological mitigation measures. Staff will work with USFWS and the applicant to develop a final Biological Resources Mitigation, Implementation and Monitoring Plan and a more detailed description of implementing the Shasta crayfish mitigation study. This study is key to mitigating biological resource impacts and to satisfying USFWS concerns. Staff intends to work with the applicant's consultants at the end of September and early October to

The applicant has indicated that this information will be filed this week. This information is also necessary for the US Fish and Wildlife Service (USFWS) to consider the Biological Assessment complete.

The Committee's October 12, 2000 order identified that staff is to file its Final Staff Assessment (FSA) for all remaining issues. Staff regrets to inform the Committee that it will not be able to file the Soil & Water Resources section of the FSA on November 3, 2000 as ordered. In addition, staff will not be able to conclude its analysis on Biological Resources until after we complete our Soil & Water Resources analysis. All other FSA sections will be filed on November 3, 2000, as specified in the Committee order. Staff will file the Soil & Water and Biological Resources sections on November 15, 2000. This delay is due to staff resources conflicts.

We believe that the schedule for other parties to file their testimony and rebuttal on Soil & Water and Biological Resources should also be delayed approximately 12 days. We believe

that these delays in filing the Soil & Water and Biological Resources FSA and testimonies should not delay the hearings scheduled in the Committee's October 12, 2000 order **Notice of Revised Schedule** order. See the revised schedule below.

Proposed Schedule For
Three Mountain Power Project

DATE	EVENT
11-Oct-00	APCD reissues Final Determination of Compliance
3-Nov-00	File FSA Part 2a -Air Quality, Alternatives, and other areas affected by the mitigation plan
15-Nov-00	File FSA Part 2b -Soil & Water and Biological Resources
17-Nov-00	Applicant submits signed options or contracts for purchase emission reduction credits
17-Nov-00	Parties File Testimony on Air Quality, Alternatives, and other areas affected by the mitigation plan
27-Nov-00	Parties file rebuttal testimony except for Soil & Water and Biological Resources
29-Nov-00	Parties File Testimony on Soil & Water and Biological Resources
5-Dec-00	PHC for Part Two Issues
8-Dec-00	Parties file Soil & Water and Biological Resources rebuttal testimony
18-Dec-00	Part 2 Hearing~Day 1
19-Dec-00	Part 2 Hearing~Day 2

rkb:RKB

cc: Three Mountain POS List
CVRWQCB
CDFG
Mr. Michael Kussow, P.E.
USFWS